


Waste Management, Inc.

A WMX Technologies Company
3003 Butterfield Road
Oak Brook, IL 60521

Phone 708.572.8800

September 5, 1996

Ms. Pauletta France-Isetts
Superfund Division
U.S. Environmental Protection Agency
Region VII
726 Minnesota Avenue
Kansas City, Missouri 66101

RECEIVED

SEP 06 1996

SUPERFUND DIVISION

RE: Response to EPA's Request for Information Regarding the PCB Treatment, Inc.
Superfund Sites on Behalf of:
Correct Maintenance Corporation

Dear Ms. France-Isetts:

This letter is in response to your Request for Information made pursuant to section 104(e) of the Comprehensive Environmental Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9064(e). This Information Request was received on June 14, 1996. Consistent with an extension granted by you, the response due date was extended to September 3, 1996. Rust Precision Cleaning Services Inc. (Rust) is responding on behalf of Correct Maintenance Corporation. Correct Maintenance Corporation merged into Rust Precision Cleaning Services Inc. on December 31, 1994. Rust Precision Cleaning Services Inc. is a wholly owned subsidiary of Rust Industrial Cleaning Inc., which is a subsidiary of Rust International Inc. Rust International Inc. is owned by WMX Technologies, Inc., Chemical Waste Management, Inc., and Wheelabrator Technologies, Inc.

In reviewing this response, please be advised that nothing in this response is intended as an admission with respect to any of the matters addressed and shall not be construed as such. Further, the information submitted is based upon an independent, good faith investigation of Rust Precision Cleaning Service Inc.'s area operations. This investigation involved, where possible, the interview of knowledgeable personnel and the review of relevant documents. Notwithstanding the above, Rust Precision Cleaning Services Inc. reserves the right to supplement this response in the event additional information or different information is subsequently obtained.

Lastly, please be advised that in-house counsel for Rust Precision Cleaning Services Inc. represents employees acting within the scope of their employment. Therefore, no current or former employees may be contacted without counsel's permission. Counsel for this matter is Greig R. Siedor, Waste Management, Inc. 3003 Butterfield Road, Oak Brook, Illinois 60521.



S00148728
SUPERFUND RECORDS

153871

Specific Responses

1. Identify the person(s) answering these questions on behalf of Respondent.

Greig R. Siedor
Senior Counsel
Waste Management, Inc.
3003 Butterfield Road
Oak Brook, Illinois 60521

James Cooper
Investigator
Waste Management, Inc.
3003 Butterfield Road
Oak Brook, Illinois 60521

Laurie Nickels
Paralegal
Waste Management, Inc.
3003 Butterfield
Oak Brook, Illinois 60521

2. Identify the person to whom future correspondence regarding this matter should be directed.

Greig R. Siedor
Senior Counsel
Waste Management, Inc.
3003 Butterfield Road
Oak Brook, IL 60521

3. For each and every question contained herein, identify all persons consulted in the preparation of the answer.

Bill Missal
Rust Precision Cleaning, Inc.
Sheppard Ave.
Portage, Indiana

John Erdelles
Rust Precision Cleaning, Inc.
Sheppard Ave.
Portage, Indiana

Sam Raich
No known address

Richard Mirr
No known address

William Cox
5020 W. 33rd Avenue
Crown Point, Indiana
(219) 663-8858

7. **For each transaction identified in #4, provide contract pricing information, including but not limited to, the purchase price of PCBs or PCB - items or the unit rates for disposal and submit all related documentation. For each transaction, identify the person or entity which selected PCB Treatment, Inc. as the facility to treat and dispose of the PCBs or PCB - items.**

The documents attached indicate that the total cost of the cleanup was not to exceed \$15,000. (RST/PCB 000004) Leader Industries was billed for the PCB items that were shipped to the Sites.

8. **Identify all persons with whom Respondent, Respondent's employees or other persons made any arrangements for disposal of materials, items or equipment at the Sites or transportation of materials, equipment or items to the Sites. For each transaction, describe the type of arrangements made and submit all documentation relating to such arrangements.**

Based on the attached documentation, Gerald Noels arranged for the cleanup of the PCB spill. We are unaware of the person who made the arrangement for the actual disposal of the PCB material to the Site.

9. **Identify all persons with whom Respondent, Respondent's employees or other persons made any arrangements for the storage, treatment, or disposal of materials or items at the Site. For each such transaction, describe the type of arrangement made and submit all documentation relating to such arrangement.**

See response to question #8.

- 10. State whether Respondent's clients or customers were informed by you that the PCBs you were brokering for them were being sent to PCB Treatment, Inc. for disposal. Provide copies of all documents provided by Respondent to Respondent's customers or clients relating to the final disposition of PCB containing materials brokered by Respondent on their behalf.**

To the extent known by Rust, and from the information contained in the attached documents, the Lake County Government Center was aware that the PCB materials being sent to the Sites as evident by the Straight Bill of Lading. (RST/PCB 000007)

- 11. Provide copies of all documents including, but not limited to, invoices, contracts, receipts, manifests, certificates of disposal, shipping papers, service orders, and other documents, pertaining to Respondent's transportation of material, equipment or items, or arrangements for transportation of material, or equipment or items, to PCB Treatment, Inc.:**

- a. Identify all documents pertaining to the transportation or arrangement for transportation of material, equipment or items to the Wyandotte Street location:**
- b. Identify all documents pertaining to the transportation or arrangement for transportation of material, equipment or items to the Ewing Street location.**

The attached documents include copies of an invoice from Correct Maintenance Corporation to the Lake County Government Center (RST/PCB 000009), an invoice from PCB Treatment, Inc. to Leader Industries (RST/PCB 000006), the hazardous waste manifest (RST/PCB 000007) the Leader Industries manifest to PCB, Inc. (RST/PCB 000005), the vendor contract between Lake County and Correct Maintenance Corporation (RST/PCB 000001 - RST/PCB 000004), and the certificate of destruction from PCB Treatment, Inc. (RST/PCB 000008). The documents indicate shipment to the Wyandotte Street location.

- 12. Provide copies of all documents including, but not limited to, invoices, contracts, receipts, manifests, certificates of disposal, shipping papers, service orders, and other documents pertaining to Respondent's arrangements for the storage, treatment or disposal of material, equipment or items at PCB Treatment, Inc.:**
- a. Identify all documents pertaining to the storage, treatment or disposal of material, equipment or items to the Wyandotte Street location;**

- b. **Identify all documents pertaining to the storage, treatment or disposal of material, equipment or items to the Ewing Street location.**

See response to question #11.

13. **State whether ownership of or title to any of the PCB-containing materials brokered by Respondent was conferred upon Respondent by the terms of any of the brokering agreements or other documents requested above. If so, please indicate which documents contain such provisions.**

The attached documentation does not indicate whether or not ownership or title to any of the materials in question was ever transferred to Rust.

14. **Provide any information or knowledge in the possession of Respondent, its affiliates, contractors or agents, relating to PCB Treatment, Inc. (such as correspondence you may have received from other persons relating to PCB Treatment, Inc.).**

Any information or knowledge in the possession of Rust is limited to the attached documentation.

15. **Provide any information or knowledge in the possession of Respondent relating to the handling or transportation of material, equipment or items between Wyandotte Street and Ewing Street Sites by any person and the purpose for such movement of material, equipment or items between the Sites.**

Any information or knowledge in the possession of Rust is limited to the attached documentation

16. **Identify all materials, equipment or items that were rejected from the Sites. For each material, equipment or item rejected from the Sites, state the reason for such rejection.**

To the extent known by Rust, the materials sent to the Site were not rejected.

17. **State whether Respondent, Respondent's employees, contractors and/or agents, or other persons ever shipped any material, equipment or item to the Sites? If so, provide the following information for each material, equipment or item that was or may have been sent to the Sites:**

- a. **the type of material, equipment or item, (i.e., transformer, capacitor, switch, etc.);**

The type of equipment sent to the site consisted of a PCB transformer.

- b. the size or rating of the material, equipment or item;**

Unknown.

- c. the name of the manufacturer and serial number;**

Unknown.

- d. the total weight of the material, equipment or items;**

The transformer weighed 200 lbs.

- e. the total weight of oil (in gallons, pounds, or kilograms) contained in the material, equipment or item, or the oil capacity of the material, equipment item, and the method used to determine the amount or capacity;**

Unknown.

- f. the type of oil or other fluid that was present or may have been present in such material, equipment or item at the time it was sent to the Sites;**

Unknown.

- g. describe what steps were taken to determine whether the oil or fluid contained PCBs at the time of removal from service or of disposal;**

Unknown.

- h. any and all documentation, including but not limited to analytical data which indicates the concentration of PCBs contained in the oil or fluid;**

Unknown.

- i. the date on which the material, equipment or item left your facility;**

The material was never on Rust property. According to the Hazardous Waste Manifest (RST/PCB 000007), the material originated at the Lake County Fairgrounds and was accepted by Chicago Industrial Waste Haulers on May 25, 1984.

- j. the time period during which the material, equipment or item remained at the Sites;**

Pursuant to the attached documentation, the material was accepted at the Wyandotte site on May 26, 1984. PCB, Inc. issued a "Certificate of Destruction" (RST/PCB 000008) stating that the waste received from the Lake County Government identified in Hazardous Waste Manifest No. 0810 was destroyed on July 14, 1984.

- k. the name, address and telephone number of the transporter;**

The transporter is identified as being:

Chicago Industrial Waste Haulers
4206 Shirley Lane
Alsip, Illinois 60658

- l. if the material, equipment or item was owned by someone other than Respondent, identify the person owning such material equipment or item; and**

Pursuant to the attached Hazardous Waste Manifest the generator of the material was the Lake County Fairgrounds.

- m. the names(s), address(es), telephone number(s), and date(s) of ownership of any and all prior owners, if any, of the material, equipment and item.**

Unknown.

- 18. With respect to each shipment of oil to the Sites by tanker truck, in drums or any other method of shipment, provide:**

- a. the total amount of oil in gallons, pounds or kilograms contained in each shipment and the method of shipment or type of container used;**
- b. the type of oil or fluid contained in each shipment;**
- c. describe the steps taken to determine whether the oil or fluid contained PCBs at the time of shipment; and**

- d. any and all documentation, including but not limited to, analytical data, that indicates the concentration of PCBs contained in the oil or fluid.

It is unknown whether or not the transaction in question involved oil.

19. With respect to soil and debris shipped to the Sites, provide the following:

- a. a description of the constituents of the soil or debris shipped to the Sites;

Pursuant to the Hazardous Waste Manifest the shipment consisted of PCB contaminated earth.

- b. the total amount of soil or debris shipped to the Sites in pounds, cubic yards, cubic feet, or other type of measurement. Describe the type of measurement;

The amount of soil shipped consisted of 22 - 55 gallon drums.

- c. describe the steps taken to determine whether the soil or debris contained PCBs at the time of shipment; and

Unknown.

- d. any and all documentation, including but not limited to, analytical data, that indicates the concentration of PCBs contained in the soil or debris.

Unknown.

20. List the EPA RCRA Identification Numbers of Respondent, generators, brokers, and or transporters, if any, and identify the corresponding units, facilities or vessels assigned to these numbers.

The U.S. EPA ID Number for Correct Maintenance Corporation: IND045684354

The U.S. EPA ID Number for Chicago Industrial Waste Haulers: ILD980794960

Pauletta France-Isetts
US Environmental Protection Agency
9/5/96
10

21. **If you have reason to believe that there may be other persons, whether or not employed by Respondent, who may be able to provide a more detailed or complete response to any question or subpart of a question or who may be able to provide additional information or responsive documents, identify each such person and the additional information or documents that each may have.**

Except for persons identified in previous responses and the documents attached hereto, respondent has no knowledge of any persons who might have additional information.

If you have any questions, please feel free to call me. I can be reached at (630) 218-1635.

Very truly yours,

A handwritten signature in black ink, appearing to read "Greig R. Siedor". The signature is stylized with a large, looping initial "G" and a cursive "Siedor".

Greig R. Siedor

Senior Counsel

Enclosures

VENDOR CONTRACT

This contract is entered into this _____ day of _____, 19 _____, by and between the Board of Commissioners of the County of Lake, hereinafter referred to as the Board, on behalf of Fairgrounds & Board of Commissioners and Correct Maintenance Corp. hereinafter referred to as the Vendor,

Now therefore, for and in consideration of the promises and covenants contained herein, the parties mutually agree as follows:

1. TERM

The Term of this contract is from 1/1, 19 84 to 12/31, 19 84 subject to renewal by the Board.

2. SCOPE

- A. Attached hereto is the standard form of _____ utilized by that company in its business contracts/leases/lease purchase agreements.
- B. Where there is a conflict between the language in the attached standard form of _____ company and the language in paragraphs one through nine of this basic contract/lease/lease purchase agreement, the terms and language specified on pages one through three hereof shall prevail and apply.
- C. Only those terms of the standard form of _____ company, attached hereto, which do not conflict with or contradict the terms on pages one through three of this contract are incorporated as a part of this contract. Any term in the attached standard form of _____ company that contradicts or is in conflict with the terms on pages one through three of this contract are null and void.

This contract covers the following:

Removal of P.C.B. contaminated materials from the Lake County Fairgrounds

4. Payment shall be made after receipt of invoice and a reasonable time after filing of claim by Vendor with the appropriate Lake County Government Office.
5. This contract is subject to the annual appropriation by the Lake County Council and approval by the State Board of Tax Commissioners of sufficient funds to defray the cost of the items under this contract.
6. Vendor Shall furnish upon request proof satisfactory to the Board that it is in good standing and is authorized to do business in the State of Indiana.
7. It is understood that the Board of Commissioners of the County of Lake is a governmental agency and as such is not subject to payment of Indiana sales tax. No such sales tax shall be included or added to the price under this contract.
8. The Vendor agrees by his execution of this agreement that in regards to his operations:
 - A. No person shall, on the grounds of race, color, national origin or sex, be subject to discrimination.
 - B. The principles of equal opportunity in employment and delivery of services apply and the Vendor commits to a policy and practice of non-discrimination and affirmative action based upon age, military service, ancestry, color, national origin, physical handicap, political affiliation, race, religion, and sex.

RST/PCB 000002

- C. The provisions of the Affirmative Action Program adopted by the Board of Commissioners of the County of Lake on May 31, 1977, as applicable are incorporated by reference as part of this contract.
- D. The provisions of all Federal Civil Rights laws and the Indiana Civil Rights law as applicable are incorporated by reference as part of this contract.
- E. Breach of any of the equal opportunity and/or the nondiscrimination provisions of the agreement may be regarded as a material breach of the contract.
9. The provisions of I.C. 5-17-5 and I.C. 36-1-12-17 on timely payments are incorporated as part of this contract as if fully set out herein.
10. ON BID ITEMS ONLY no payments shall be made to vendor until the required performance bond is posted with the Board. The provisions of I.C. 5-17-5 and I.C. 36-1-12-17 shall not apply until the performance bond is filed.
11. This contract is subject to and governed by the laws of the State of Indiana.

ALL OF WHICH IS APPROVED THIS _____ DAY OF _____, 19 ____.

N. Atterson Spann, Jr.

Frank A. J. Stodola

Steve C. Corey

+ Corbett Maintenance Corp.
Company Name

+ Michael Morkes / General Supt.
Company Representative Signature

Attested:

Lake County Auditor

RST/PCB 000003

ADDENDUM TO VENDOR CONTRACT

In accordance with I.C. 36-1-9-5 the total purchases from vendor during the period January 1, 1984 to June 30, 1984 may not exceed \$15,000.00 and the total purchases for the period July 1, 1984 to December 31, 1984 may not exceed \$15,000.00.

LEADER**INDUSTRIES, INC.**2000 Dombey Rd. - Suite 14
Parage, Indiana 46388
219/762-8588**MANIFEST**No. **7458**Date **5-21-84****Billing Information**

Customer PCF Inc. of Missouri Tractor No. _____ Job No. _____
2100 Wyandotte Trailer No. _____ P.O. No. _____
Kansas City, MO 64108 Permit No. _____

Carrier: Chicago Ind. Waste Haulers Driver _____

Destination _____ Pick-Up ☐ Delivery ☐

Charge to Customer
Credit to Customer
Demurrage Charge
Other Charge(s)

QUANTITY	UNIT	UNIT PRICE	AMOUNT

Balance Due Debit ☐ Credit ☐ TOTAL: _____

_____ Lbs/Gals _____ Net Weight _____ Gross Gals
_____ %BSW _____ Gross Gals _____ Net Gals

Transportation Manifest

QUANTITY	HM	DESCRIPTION (Insert Proper Shipping Name)	PLACARD CLASSIFICATION	GROSS	TARE	NET
1		75KVA PCB Transformer Contaminated	Flammable <input type="checkbox"/>			
22		55 Gallons Drum PCB Contaminated Earth	Corrosive <input type="checkbox"/>			
			Drive Safely <input type="checkbox"/>			
			<input type="checkbox"/>			
			<input type="checkbox"/>			

This is to certify that the above named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation.

Environmental Manifest

RST/PCB 000005

Loading Time
Arrival _____
Departure _____

Shipper Leader Industries, Inc.
Remarks ASAC

Representative _____ Date 5/21/84

Travel Time
Departure _____
Arrival _____

Carrier Chicago Ind. Waste Haulers
Remarks Day Haul

Representative _____ Date 5/21/84
Permit No. IND 9500

Unloading Time
Arrival _____
Departure _____

Processor PCF Inc. of Missouri
Remarks Final

Representative _____ Date 5/21/84
Permit No. 2000-21

STRAIGHT BILL OF LADING

ORIGINAL - NOT NEGOTIABLE

MANIFEST DOCUMENT NUMBER

0810

TO:
T/S/D FACILITY PCB Inc. of Missouri
E.P.A. ID Code No. MOD 980633044
Address 2100 Wyandotte
Destination Kansas City, MO 64108
Phone 816-221-5660

FROM:
Generator Lake County Government
E.P.A. ID Code No.
Address 2293 N. Main, Crown Point IN4630
Origin Lake County Fairgrounds
Phone 219-663-0760

No Shipping Units	D.O.T. PROPER SHIPPING NAME	HAZARD CLASS	Haz Mat. ID No.	EPA Haz Waste No.	WEIGHT	LABELS REQUIRED (or Exemption No.)
1	Transformer 75KVA PCB Contaminated	Toxic	PCB	2315	200lb	yes
22	55 Gallons Drums PCB Contaminated Earth	Toxic	PCB	2315	7,000	Yes

PLACARDS REQUIRED

NOTE - Where the rate is dependent on value, shippers are required to state specifically in writing the agreed or declared value of the property. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding \$ _____ Per _____

Subject to Section 2 of the conditions, if the shipment is to be delivered to the consignee without recourse on the carrier, the carrier shall sign the following statement:
The carrier shall not make delivery of this shipment without payment of freight and all other lawful charges.

FREIGHT CHARGES
PREPAID COLLECT☐ ☐

RECEIVED, subject to the classifications and tariffs in effect on the date of the issue of this Bill of Lading, the property described above in apparent good order, except as noted (contents and condition of contents of packages unknown), marked, consigned, and destined as indicated above which said carrier (the word carrier being understood throughout this contract as meaning any person or corporation in possession of the property under the contract) agrees to carry to its usual place of delivery at said destination, if on its route, otherwise to deliver to another carrier on the route to said destination. It is mutually agreed as to each carrier of all or any of, said property over all or any portion of said route to destination and as to each party at any time interested in all or any said property, that every service to be performed hereunder shall be subject to all the bill of lading terms and conditions in the governing classification on the date of shipment. Shipper hereby certifies that he is familiar with all the bill of lading terms and conditions in the governing classification and the said terms and conditions are hereby agreed to by the shipper and accepted for himself and his assigns.

ALTERNATE DESTINATION (EMERGENCY ONLY)

T/S/D FACILITY _____
E.P.A. ID Code No. _____
Address _____
Destination _____

EMERGENCY RESPONSE INFORMATION

CONTACT Name C.I.W.A.
Phone 312-597-9500
National Response Center 1-800-424-8802
in D. C. 426-2675

CERTIFICATION

This is to certify that the above named materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation according to the applicable regulations of the Department of Transportation and the E.P.A.

Generator Signature *Jack Richardson for Lake County Commissioners*

Date 5-21-84

TRANSPORTER #1 Chicago Ind. Waste Haulers

E.P.A. ID No. ILD 980794960

Address 4206 Shirley Lane

City Alsip

State IL

Zip 60658

Phone 312-597-9500

Transporter No. _____

Signature *Ray Brunsby*

This is to certify acceptance of the hazardous waste shipment.

Date 5-25-84

TRANSPORTER #2 _____

E.P.A. ID No. _____

Address _____

City _____

State _____

Zip _____

Phone _____

Transporter No. 2 _____

Signature _____

This is to certify acceptance of the hazardous waste shipment.

Date 5-26-84

TREATMENT/STORAGE/DISPOSAL FACILITY

T/S/D FACILITY
Signature _____

This is to certify acceptance of the hazardous waste for treatment, storage, or disposal.

RST/PCB 000007

Date 5-26-84

ORIGINAL - RETURN TO GENERATOR

EPA ID MOD#980633044

P.C.B., INC.
OF
MISSOURI




Certificate of Destruction

P.C.B., Inc. Of Missouri has destroyed waste received from LAKE COUNTY GOVERNMENT
as identified in hazardous Waste Manifest # 0810
and hereby certifies such destruction as of this

14 day of July 198 4

Generator Lake County Government
2293 North Main
Address Crown Point, Indiana 46307

By 
Title General Manager

219/885-1410

emergency response: 219/762-2167

Gmc

May 31, 1984

Invoice No. 12386

Mr. Jack Richardson
LAKE COUNTY GOVERNMENT CENTER 14983-62
2293 North Main Street
Crown Point, IN 46307

Lake County Fairgrounds
P.C.B. Transformer Spill,
Crown Point, IN
CMC Job No. 7151-I (C-29)

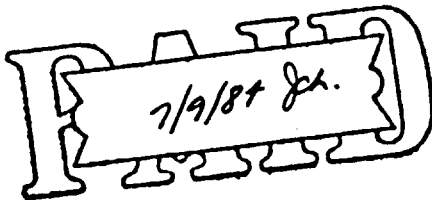
Your P. O. No. 62231
Terms: 1% 20 Days - Net 30

F I N A L B I L L I N G

<u>DATE</u>	<u>SHIFT</u>	<u>AMOUNT</u>
5/4 & 7/84	—	\$14,032.00

Amount Due This Invoice:

\$14,032.00



Deduct \$140.32 discount if paid by June 20, 1984.

THANK YOU VERY MUCH FOR YOUR BUSINESS

RST/PCB 000009